

1  
2  
3  
4  
5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

7 UNITED STATES OF AMERICA,

8 Plaintiff,

9 v.

10 RICCO ANTHONY GRAVES JR.,

11 Defendant.

CR16-184 TSZ

ORDER

12  
13 THIS MATTER having come before the Court on defendant's unopposed motion  
14 for a continuance of the trial and the pretrial motions due date, docket no. 24, and the  
15 Court having considered the facts set forth in the motion, the speedy trial waiver executed  
16 by defendant, and the records and files herein, the Court finds as follows:

17 The Court finds that the ends of justice will be served by ordering a continuance in  
18 this case, that a continuance is necessary to ensure adequate time for effective case  
19 preparation, and that these factors outweigh the best interests of the public and defendant  
20 in a speedy trial.

21 1. A failure to grant the continuance would deny defense counsel the  
22 reasonable time necessary for effective preparation, taking into account the exercise of  
23

1 due diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv). In addition, the  
2 failure to grant a continuance in the proceeding would be likely to result in a miscarriage  
3 of justice, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(i).

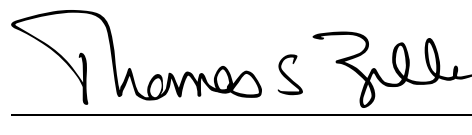
4 2. The ends of justice will be served by ordering a continuance in this case, as  
5 a continuance is necessary to ensure adequate time for the defense to effectively prepare  
6 for trial. All of these factors outweigh the best interests of the public and defendant in a  
7 more speedy trial, within the meaning of 18 U.S.C. § 3161(h)(7).

8 IT IS THEREFORE ORDERED that the trial date shall be continued from  
9 January 17, 2017, to April 17, 2017, and pretrial motions are to be filed no later than  
10 March 13, 2017.

11 IT IS FURTHER ORDERED that the resulting period of delay from the current  
12 trial date of January 17, 2017, until the new trial date is hereby excluded for speedy trial  
13 purposes under 18 U.S.C. § 3161(h)(7)(A) and (B).

14  
15 IT IS SO ORDERED.

16 Dated this 8th day of December, 2016.

17  
18 

19 Thomas S. Zilly  
20 United States District Judge  
21  
22  
23